

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_x  
In re

MAYWOOD CAPITAL CORP., et al,  
Debtors

-against-

\_\_\_\_\_x  
JOHN S PEREIRA, as chapter 11 Trustee of  
121 West 122<sup>nd</sup> Street Corp.

Plaintiff

Vs.

HARRIETT E. BEST

Defendant  
\_\_\_\_\_x

NOTICE OF APPEAL

Chapter 11  
Case No. 05-10987 (RDD)

(Jointly Administered)  
Case Nos. 04-17047, 05-10944 to  
05-10987, 05-11521 and 05-11523

Adversary Proceeding No.:  
05-02577 (RDD)

Defendant, HARRIETT E. BEST, by, Clover M. Barrett, P.C., her attorney, appeals to the United States District Court for the Southern District of New York from the Order and Judgment of the Bankruptcy Court (Honorable Robert D. Drain, United States Bankruptcy Judge) issued on March 17, 2008, denying Defendant's motion for a stay of the Bankruptcy Court's Order and Judgment dated January 28, 2008, pending appeal.

The party to the Order appealed from is as follows:

John S. Pereira, Esq.  
Chapter 11 Trustee

Dated: March 27, 2008

Clover M. Barrett, P.C.  
189 Montague Street, Suite 501  
Brooklyn, New York 11201  
(718) 625-8568

By: \_\_\_\_\_

Clover M. Barrett, Esq.

FILED  
U.S. BANKRUPTCY COURT  
S.D. OF N.Y.  
2008 MAR 27 P 1:43

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re	: Chapter 11
	: :
	: Case No. 05-10987 (RDD)
MAYWOOD CAPITAL CORP., <u>et al.</u> ,	: :
	: (Jointly Administered)
Debtors.	: Case Nos. 04-17047, 05-10944 to 05-
	: 10987, 05-11521 and 05-11523 (RDD)
-----X	
JOHN S. PEREIRA, as Chapter 11 Trustee of	: :
121 WEST 122nd STREET CORP.,	: :
	: :
Plaintiff,	: :
	: Adversary Proceeding No.
	: 05-02577 (RDD)
vs.	: :
	: :
HARRIET E. BEST,	: :
	: :
Defendant.	: :
-----X	

**ORDER DENYING DEFENDANT'S MOTION FOR STAY OF  
ORDER AND JUDGMENT PENDING APPEAL**

Upon consideration of the Motion (the "Motion") of Defendant Harriet E. Best for an Order Staying Execution of this Court's Order and Judgment dated January 28, 2008; and the Plaintiff's Objection (the "Objection") to the Motion; and a hearing (the "Hearing") having been held before this Court on March 6, 2008, at which the Court considered the Motion; and the Objection; and due consideration having been given to the Motion and the Objection; and upon the record of and the Court's bench ruling at the conclusion of the Hearing, which is

incorporated herein; it is hereby:

ORDERED that the Motion is denied.

Dated: New York, New York  
March 17, 2008

/s/Robert D. Drain  
Robert D. Drain  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

In re \_\_\_\_\_ x

MAYWOOD CAPITAL CORP., et al,  
Debtors

-against-

-----x  
JOHN S PEREIRA, as chapter 11 Trustee of  
121 West 122<sup>nd</sup> Street Corp.

Plaintiff

v.

HARRIETT E. BEST

Defendant  
-----x

Chapter 11

Case No. 05-10987 (RDD)

(Jointly Administered)

Case Nos. 04-17047, 05-10944 to  
05-10987, 05-11521 and 05-11523

Adversary Proceeding No.:  
05-02577 (RDD)

AFFIDAVIT OF SERVICE

SAMUEL BROOKS, being duly sworn states the following under the penalty of perjury:

I am employed as a paralegal in the office of Clover M. Barrett, P.C., attorney for the defendant/appellant, Harriett E. Best. I am over the age of 18 and I reside in Queens, New York and not a party to the within action.

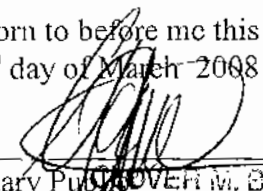
On March 27, 2008, I served the Notice of Appeal on the following party by placing a true and correct copy thereof in a sealed envelope with postage thereon fully prepaid in the United States Mail:

John P. Campo, Esq.  
Dreier, LLP  
Attorney for John S. Pereira.  
499 Park Avenue, 23<sup>rd</sup> Floor  
New York, New York 10022

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

  
Samuel Brooks

Sworn to before me this  
27<sup>th</sup> day of March 2008

  
Notary Public CLOVER M. BARRETT  
NOTARY PUBLIC, State of New York  
No. 02BAE014145  
Qualified in Queens County  
Commission Expires July, 15 2011